

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

AUG 25 2023

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

FEDERAL TRADE COMMISSION,

Plaintiff-Appellant,

v.

MICROSOFT CORPORATION;
ACTIVISION BLIZZARD, INC.,

Defendants-Appellees.

No. 23-15992

D.C. No. 3:23-cv-02880-JSC
Northern District of California,
San Francisco

ORDER

Before: Lisa B. Fitzgerald, Appellate Commissioner.

Appellant's unopposed motion (Docket Entry No. 34) to file under seal the unredacted opening brief and Volume 3 of the excerpts of record is granted, subject to reconsideration by the merits panel. The Clerk will publicly file the motion to seal (Docket Entry No. 34-1) and Volumes 1 and 2 of the excerpts of record (Docket Entry No. 35). The Clerk will file under seal the unredacted opening brief (Docket Entry No. 34-2) and Volume 3 of the excerpts of record (Docket Entry No. 34-3).

Within 21 days of this order, appellant must submit for public filing a redacted version of the opening brief that tracks the redactions in highlighted text in Docket Entry No. 34-2. The page numbering and citations in the public version

must remain the same as in the sealed version.

The existing briefing schedule remains in effect.